

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

HEADWATER RESEARCH LLC,

Plaintiff,

v.

CELLCO PARTNERSHIP d/b/a VERIZON
WIRELESS and VERIZON CORPORATE
SERVICES GROUP, INC.,

Defendants.

Case No. 2:23-CV-00352-JRG-RSP

JURY TRIAL DEMANDED

**SUPPLEMENTAL JOINT REPORT REGARDING VERIZON’S MOTIONS
TO COMPEL (DKTS. 122, 123) SET FOR HEARING ON FEBRUARY 5, 2025**

Plaintiff Headwater Research, LLC (“Headwater”) and Defendants Cellco Partnership, d/b/a Verizon Wireless and Verizon Corporate Services Group, Inc. (collectively, “Verizon”) (together, the “Parties”) respectfully file this Supplemental Joint Report regarding the two motions set for hearing on February 5, 2025: Verizon’s Motion to Compel Corporate Document Productions (Dkt. 122) and Verizon’s Motion to Compel Expert Reports, Transcripts, Exhibits, Written Discovery, and ESI (Dkt. 123).

I. [Dkt. 122] Verizon’s Motion to Compel Corporate Document Productions

- Verizon’s motion seeks the production of all Headwater corporate documents relating to Verizon. Dkt. 122 at 1. The Parties remain at an impasse, including on whether this portion of the motion is moot.
- Verizon’s motion seeks the production of all actual or attempted funding rounds, negotiations, and sale attempts with any other party. Dkt. 122 at 1. The Parties remain at an impasse, including on whether this portion of the motion is moot.
- Verizon’s motion seeks all materials relating to Headwater Innovations and/or RAK’s ownership or interest in Headwater. Dkt. 122 at 1. The Parties remain at an impasse.

II. [Dkt. 123] Verizon's Motion to Compel Expert Reports, Transcripts, Exhibits, Written Discovery, and ESI

- Verizon's motion seeks the production of all emails Headwater produced in the Samsung Litigations (2:22-cv-422-JRP-RSP and 2:23-cv-103-JRP-RSP). Dkt. 123 at 5. Based on Headwater's representation to Verizon that it has made complete productions in the above-captioned case of all of the ESI produced by Headwater in each of the two Samsung cases, the Parties agree that this portion of the motion is moot.
- Verizon's motion seeks the production of all "case materials from the Samsung Litigations—the fact deposition transcripts and the exhibits thereto, the expert reports and cited documents, the expert deposition transcripts, and the written discovery materials." Dkt. 123 at 2.
 - Headwater represents that it has produced all fact deposition transcripts and exhibits thereto, expert reports and cited documents, and expert deposition transcripts pursuant to the Parties' Feb. 3-4 correspondence, which Defendants are in the process of confirming.
 - As to written discovery materials, the Parties remain at an impasse.
- Verizon's motion seeks the production of ESI documents negotiated in this case. Dkt. 123 at 3. The Parties remain at an impasse.

Dated: February 4, 2025

/s/ Marc Fenster

Marc Fenster (CA SBN 181067)
mfenster@raklaw.com
Reza Mirzaie (CA SBN 246953)
rmirzaie@raklaw.com
Brian Ledahl (CA SBN 186579)
bledahl@raklaw.com
Ben Wang (CA SBN 228712)
bwang@raklaw.com
Dale Chang (CA SBN 248657)
dchang@raklaw.com
Paul Kroeger (CA SBN 229074)
pkroeger@raklaw.com
Kristopher Davis (CA SBN 329627)
kdavis@raklaw.com
Philip Wang (CA SBN 262239)
pwang@raklaw.com
Amy Hayden (CA SBN 287026)
ahayden@raklaw.com

/s/ Josh A. Krevitt

Josh A. Krevitt (Lead Attorney)
jkrevitt@gibsondunn.com
Katherine Q. Dominguez
kdominguez@gibsondunn.com
Brian Rosenthal
brosenthal@gibsondunn.com
GIBSON, DUNN & CRUTCHER LLP
200 Park Avenue
New York, New York 10166-0193
Telephone: (212) 351-4000
Facsimile: (212) 351-4015

Robert Vincent
rvincent@gibsondunn.com
GIBSON, DUNN & CRUTCHER LLP
2001 Ross Avenue, Suite 2100
Dallas, Texas 75201-2923
Telephone: (214) 698-3100

Jason M. Wietholter (CA SBN 337139)
jwietholter@raklaw.com
RUSS AUGUST & KABAT
12424 Wilshire Blvd. 12th Fl.
Los Angeles, CA 90025
Telephone: 310-826-7474

Andrea L. Fair
MILLER FAIR HENRY PLLC
1507 Bill Owens Parkway
Longview, Texas 75604
Telephone: 903-757-6400
andrea@millerfairhenry.com

Attorneys for Plaintiff
Headwater Research LLC

Facsimile: (214) 571-2900

Andrew Robb
arobb@gibsondunn.com
GIBSON, DUNN & CRUTCHER LLP
1881 Page Mill Road
Palo Alto, CA 94304
Telephone: (650) 849-5334

Deron R. Dacus (TX Bar No. 00790553)
THE DACUS FIRM, P.C.
821 ESE Loop 323, Suite 430
Tyler, Texas 75701
Telephone: (903) 705-1117
Email: ddacus@dacusfirm.com

Attorneys for Defendants

CERTIFICATE OF CONFERENCE

Counsel for Plaintiff and counsel for Defendants have complied with the meet and confer requirements of Local Rule CV-7(h). The parties agree in the filing of this Joint Notice and Stipulation Regarding Case Narrowing.

/s/ Marc Fenster

Marc Fenster

CERTIFICATE OF SERVICE

I certify that on February 4, 2025, all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF System per Local Rule CV-5(a)(3).

/s/ Marc Fenster

Marc Fenster